#FOLEY

FOLEY & LARDNER LLP ATTORNEYS AT LAW

11250 EL CAMINO REAL. SUITE 200 SAN DIEGO, CA 92130 P.O. BOX 80278 SAN DIEGO, CA 92138-0278 TELEPHONE; 858.847.6700 FACSIMILE: 858.792.6773 WWW.FOLEY.COM

FACSIMILE TRANSMISSION

Total # of Pages 13 (including this page)

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Mail Stop AF Examiner: Collins, Cynthia E. Art Unit: 1638	(703) 308-1202	(703) 872-9306

From: Barry S. Wilson

Date: September 8, 2004

Client/Matter No: 071344-0304

User ID No: 3067

MESSAGE:

Da.

U.S. Patent Application No. 09/512,568

Our Ref.:

EPI3007D

Attached please find:

- Transmittal (2 pgs.) Duplicate Copy Attached;
- Amendment After Final Rejection (8 pgs.);
- Authorization to charge Deposit Acct. No. 50-0872 in the amount of \$ 86.00.

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Germaine Sarda

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OF ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

DLMR258935.1

Cover Page 1 of 1

FOLEY & LARDNER LLP

RZCEIVED CENTRAL FAX CENTER

SEP 0 8 2004

on the date below.

Atty. Dkt. No. EPI3007D (071344-0304)

AF Expedited Procedure

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the
United States Patent and Trademark Office, Alexandria, Virginia

Germaine Sarda

(Printed Name)

September 8, 2004 (Date of Deposit)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

TRANSGENIC PLANTS

EXPRESSING ASSEMBLED

SECRETORY ANTIBODIES

Appl. No.:

09/512,568

Filing Date:

2/24/2000

Examiner:

Collins, Cynthia

Art Unit:

1638

AMENDMENT TRANSMITTAL

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir

Transmitted herewith are the following:

[X] Amendment After Final Rejection (8 pages).

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	32	-	62	=	0	x	\$18.00	=	\$0.00
Independent Claims:	4	-	3	=	1	x	\$86.00	=	\$86.00
	presentation	of a	ny Multiple l	Deper	ndent Claims:	+	\$290.00	=	\$0.00
					CLAIMS	FE!	E TOTAL	=	\$86.00

- [X] Please charge Deposit Account No. 50-0872 in the amount of \$86.00. A duplicate copy of this transmittal is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 8, 2004

FOLEY & LARDNER LLP Customer Number: 30542 Telephone: (858) 847-6722

Facsimile:

(858) 792-6773

Barry S. Wilson

Attorney for Applicant Registration No. 39,431

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

TRANSGENIC PLANTS

EXPRESSING ASSEMBLED

SECRETORY ANTIBODIES

Appl. No.:

09/512,568

Filing Date:

2/24/2000

Examiner:

Collins, Cynthia

Art Unit:

1638

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.

Germaine Sarda

(Printed Bante)

September 8, 2004 (Date of Deposit)

DUPLICATE

AMENDMENT TRANSMITTAL

Mail Stop AF .
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following:

[X] Amendment After Final Rejection (8 pages).

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	32	-	62	=	0	x	\$18.00	=	\$0.00
Independent Claims:	4	-,	3	=	. 1	x	\$86.00	=	\$86.00
	presentation	of a	ny Multiple I	Deper	ndent Claims:	+	\$290.00	=	\$0.00
					CLAIMS	FE)	E TOTAL	=	\$86.00

- [X] Please charge Deposit Account No. 50-0872 in the amount of \$86.00. A duplicate copy of this transmittal is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 8, 2004

FOLEY & LARDNER LLP Customer Number: 30542

Telephone: Facsimile:

(858) 847-6722

(858) 792-6773

Barry S. Wilson

Attorney for Applicant Registration No. 39,431

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facalmile transmitted to the United States Patent and Trademark

Germaine Sarda

(Printed Name)

September 8, 2004

(Date of Deposit)

Office, Alexandria, Virginia on the data below.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Hein et al.

Title:

TRANSGENIC PLANTS

EXPRESSING ASSEMBLED

SECRETORY ANTIBODIES

Appl. No.:

09/512,568

Filing Date:

02/24/00

Examiner:

Collins, Cynthia, E

Art Unit:

1638

AMENDMENT AFTER FINAL REJECTION

Mail Stop AF Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

This communication concerning the above-captioned application is fully responsive to the Final Office Action dated July 27, 2004. Entry of the amendment into the case is appropriate because Applicants have requested cancellation herein of claims 21, 24-27, 29, 30, 39, 40, 78, 80 and 101-106.

Amendments to the claims begin on page 2 of this submission; Remarks begin on page 7.